## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY	)	
AVERAGE WHOLESALE PRICE LITIGATION	)	MDL No. 1456
	)	
	_)	Civil Action No. 01-CV-12257 PBS
THIS DOCUMENT RELATES TO	)	
01-CV-12257-PBS	)	Judge Patti B. Saris
	)	

## TRACK 1 DEFENDANTS' MOTION FOR LEAVE TO FILE A REPLY TO PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION FOR ENTRY OF JUDGMENT UNDER RULE 54(B)

Pursuant to Local Rule 7.1(B)(3), the Track 1 defendants, by their respective attorneys, hereby move this Court for leave to file a reply memorandum in support of defendants' motion for entry of judgment under Rule 54(b).

A concise non-repetitive reply will clarify for the Court where plaintiffs and defendants agree and disagree. The proposed Reply is only two pages in length and is attached as Exhibit 1.

Wherefore, the Track 1 defendants respectfully request that this Motion for Leave to File the attached reply memorandum be GRANTED.

Dated: Boston, Massachusetts August 24, 2007

Respectfully submitted,

THE FOLLOWING TRACK 1 DEFENDANTS

By: /s/ Katherine B. Schmeckpeper
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## **CERTIFICATION PURSUANT TO LOCAL RULE 7.1**

I certify that counsel for AstraZeneca Pharmaceuticals LP conferred with counsel for Plaintiffs pursuant to L.R. 7.1 prior to filing this motion and Plaintiffs take no position on this motion.

/s/ Katherine B. Schmeckpeper
Katherine B. Schmeckpeper

## **CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing was delivered on August 24, 2007 to counsel for plaintiffs and to all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2, via LexisNexis File & Serve.

By: /s/ Katherine B. Schmeckpeper
Katherine B. Schmeckpeper